IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 5TH DECEMBER 2007 / 14TH AGRAHAYANA 1929

Bail Appl..No. 7541 of 2007()

CRIME NO. 347/07 OF KAZHAKUTTOM POLICE STATION

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PETITIONERS/ACCUSED NO.1 - 3

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1. SATHI, S/O. SADAN,
SAJI SHINI BHAVAN, TOWN WARD,
KAZHAKUTTOM VILLAGE.

2. VAHEED, S/O. ABDUL SHEREEF,
ATTARIKATHU VEEDU, NEMAMKULAM DESOM,
NEMAMKULAM VILLAGE.

3. VIJAYAN, S/O. APPUKUTTAN,
PUTHUVAL PURAYIDATHIL VEEDU, CHERUVAKKAL DESOM,
CHERUVAKKAL VILLAGE.

BY ADV. SRI.P.M.HABEEB

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY
THE ASSISTANT SUB INSPECTOR OF POLICE,
KAZHAKUTTOM POLICE STATION.

BY PUBLIC PROSECUTOR SRI. GIKKU JACOB

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 05/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 7541 of 2007

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Dated this the 5th day of December, 2007

O R D E R

Application for regular bail. The petitioners are accused 1 to 3. They face allegations under the Kerala Abkari Act. They were allegedly found to be in possession of 12 litres of arrack and utensils for distillation on 18.10.2007. They were arrested and they continue in custody from that date. The learned Prosecutor submits that the petitioners have no history of any criminal antecedents.

2. The learned counsel for the petitioners prays, the learned Prosecutor does not oppose the said prayer and I am satisfied that the petitioners can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result:

1) This application is allowed.

2) The petitioners shall be released on bail on the following terms and conditions.

(a) The petitioners shall execute bonds for Rs.50,000/- (Rupees fifty thousand only) each with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(b) The petitioners shall make themselves available for interrogation before the Investigating Officer between 10 a.m. and 12 noon on all Mondays and Fridays for a period of two months from the date of their release and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT)
Judge

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